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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

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9 MICHAEL C. RATLIFF,
10 Petitioner,
11 vs.
12 STATE OF NEVADA,
13 Respondent.

Case No. 3:07-CV-00313-LRH-(VPC)

ORDER

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15 The Court dismissed this action without prejudice to Petitioner commencing a new
16 action in which he paid the filing fee or applied for leave to proceed in forma pauperis. Instead of
17 following instructions, Petitioner filed an Application to Proceed in Forma Pauperis (#8) and a
18 Motion for Correction and Clarification (#10). The Court denied those motions, telling Petitioner
19 again that he needed to commence a new action. Order (#9).

20 Once more, instead of following instructions, Petitioner has submitted a Motion to
21 Reconsider (#11), an Application to Proceed in Forma Pauperis (#12), and a Motion for a Pretrial
22 Conference (#13). The Motion to Reconsider (#11) contains an argument about filing fees that the
23 Court has already rejected in its earlier Order (#9). In both the Motion to Reconsider (#11) and the
24 Motion for a Pretrial Conference (#13), Petitioner complains that the Clerk of the Court filed what
25 should have been two separate petitions for writs of mandamus in this one action, which is
26 irrelevant to the reason why the Court dismissed this action. Petitioner remains free to commence a
27 new action, or actions, in which he submits an application to proceed in forma pauperis with the
28 correct documents.

1 IT IS THEREFORE ORDERED that the Motion to Reconsider (#11), Application to
2 Proceed in Forma Pauperis (#12), and Motion for a Pretrial Conference (#13) are **DENIED**.

3 DATED this 30th day of October, 2007.



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6 LARRY R. HICKS
7 UNITED STATES DISTRICT JUDGE
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